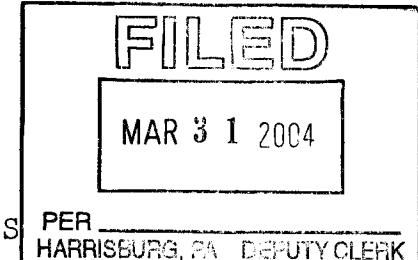


IN THE UNITED STATES DISTRICT
COURT FOR THE MIDDLE DISTRICT OF
PENNSYLVANIA, HARRISBURG DIVISION

Emanuel T. Newman,)
Plaintiff,)
)
)
)
) Case no. 01-CV-0677
-Vs-)
)
)
)
)
Ronald L. Jury., S.I.S. et al.,)
Defendants,)
) (Judge, Conner)
)



PLAINTIFF'S MOTION TO DECLARE DEFENDANT'S
HOSTILE WITNESSES

Comes Now, Emanuel T. Newman, plaintiff (hereinafter Newman) and moves this court to declare all of the defendant's witnesses as Hostile Witnesses.

In support thereof plaintiff states the following:

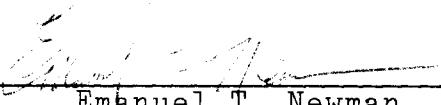
- 1) That any witnesses called by the defendant's to testify in this case are either employees of U.S.P. Allenwood, or inmate informants working for employees of U.S.P. Allenwood.
- 2) That prison staff are trianed in a "them and us," mentality and all prisoners as the enemy.
- 3) That any inmate who might be called by the defendant's to testify in this matter will be one of their informants, who more than likely is looking for some type of reward for his testimony. The Fed.Rul.Evid. Rule 611 (c), in material part reads "When a party calls a hostile witness, an adverse party, or a witness identified with an adverse party, interrogation may be by leading questions." The note to subsection (c) define adverse witness as: "The witness who is hostile, unwilling, or biased;"

4) Any employee of the B.O.P. or U.S.P. Allenwood is going to be biased against this plaintiff who is a convicted federal prisoner, because of their seriously intense training.

5) Any inmate informant who testifies for them will be seeking sometype of reward in return for his testimony, and his testimony will be intentionally biased against this plaintiff.

Therefore, plaintiff moves this court under the Federal Rules of Evidence Rule-611(c), to declare the witnesses called by the defendant's as hostile, and grant this plaintiff permission to use leading questions during direct and cross examination.

Respectfully submitted by,


Emanuel T. Newman

13418-039

F.C.I. Oxford

P.O. BOX 1000

Oxford, Wis 53952-1000

7/29/04

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

Emanuel Thomas Newman,)
)
) Civil no. 1:CV-01-0677
)
 vs.)
)
)
)
 Ronald L. Jury, et al,)
)
)

CERTIFICATE OF SERVICE

I, Emanuel Thomas Newman, pursuant to title 28 U.S.C. § 1746, do hereby upon my oath state that I have served all parties to this civil action via the United States Mail Service, of copies of the attached documents.

This 23 day of March, 2004.

By, Emanuel Thomas Newman
Emanuel Thomas Newman

Copies to: U.S. Attorney
316 Federal Building
240 West Third Street
Williamsport, PA 17703

U.S. DISTRICT COURT
CLERK OF THE COURT
225 WALNUT STREET
HARRISBURG, PA 17101
17103